

UNITED STATES DISTRICT COURT
for the
Middle District of North Carolina

**Request for Modifying the Conditions or Term of Supervision
with Consent of the Offender**
(Probation Form 49, Waiver of Hearing Is Attached)

Name of Offender: Brian David Hill

Case Number: 13CR435-1

Name of Sentencing Judicial Officer: The Honorable William L. Osteen

Date of Original Sentence: November 10, 2014

Original Offense: Possession of Child Pornography, in violation of 18 U.S.C. §2252A(b)(5)(B) and (b)(2).

Original Sentence: 10 months and 20 days custody, but not less than time served; followed by 10 years supervised release.

Type of Supervision: Supervised Release

Date Supervision Commenced: November 13, 2014

Date Supervision Expires: November 12, 2024

Assistant U.S. Attorney: Anand Prakash Ramaswamy

Defense Attorney: Eric D. Placke

PETITIONING THE COURT

- To extend the term of supervision for years, for a total term of years.
 To modify the conditions of supervision as follows:

The defendant's mandatory drug screens are suspended based on the Court's determination that the defendant poses a low risk of future substance abuse.

CAUSE

Brian David Hill began supervision in the Western District of Virginia on November 13, 2014. The supervising officer reported that his initial supervision history has been challenging based on numerous mental and physical health conditions present with Mr. Hill.

From review of his history, substance abuse has not been an issue for Mr. Hill in the past. He suffers from a number of mental health issues including Autism, Delusional Disorder, Obsessive-Compulsive Disorder (OCD), Generalized Anxiety Disorder, and Post-Traumatic Stress Disorder, and he receives ongoing treatment related to these issues. It has been reported that several environmental factors have exacerbated his conditions, including imprisonment and attempts by the officer to obtain urine specimens for testing. The officer reported that due to his OCD, collecting urine specimens has been quite challenging due to his excessive hand washing.

RE: Brian David Hill

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The officer is recommending that the Mandatory Drug Testing condition be waived as there are no substance abuse issues identified in this case.

Respectfully submitted,



Michael L. Barr
Supervisory U.S. Probation Officer

4/20/2015

Date

THE COURT ORDERS

- No Action
- The Extension of Supervision as Noted Above
- The Modification of Conditions as Noted Above
- Other:



Signature of Judicial Officer

APR 29 2015

Date

PROB 49

Waiver of Hearing to Modify Conditions
of Probation/Supervised Release or Extend Term of Supervision

UNITED STATES DISTRICT COURT
for the
MIDDLE DISTRICT OF NORTH CAROLINA

United States of America

Docket No. 1:13CR435-001

vs.

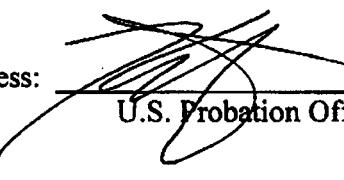
Brian David Hill

I have been advised and understand that I am entitled by law to a hearing and assistance of counsel before any unfavorable change may be made in my Conditions of Probation and Supervised Release or my period of supervision being extended. By 'assistance of counsel', I understand that I have the right to be represented at the hearing by counsel of my own choosing if I am able to retain counsel. I also understand that I have the right to request the Court to appoint counsel to represent me at such a hearing at no cost to myself if I am not able to retain counsel of my own choosing.

I hereby voluntarily waive my statutory right to a hearing and to assistance of counsel. I also agree to the following modification of my Conditions of Probation and Supervised Release or to the proposed extension of my term of supervision:

The defendant's mandatory drug screens are suspended based on the court's determination that the defendant poses a low risk of future substance abuse.

Witness:


U.S. Probation Officer

Signed:


Probationer or Supervised Releasee

2/23/2015
DATE